

Senate File 2226

S-5043

1 Amend Senate File 2226 as follows:

2 1. Page 1, after line 13 by inserting:

3 <Sec. _____. NEW SECTION. 728.2A Dissemination by
4 young persons of material depicting a sex act or nudity.

5 1. Any person fourteen through eighteen years
6 of age who knowingly disseminates to another person
7 fourteen through eighteen years of age material
8 depicting either or both persons, one of whom is a
9 minor, engaged in a sex act or in a state of full or
10 partial nudity, as defined in section 709.21, commits a
11 simple misdemeanor.

12 2. A person convicted under this section shall not
13 be required to register as a sex offender under chapter
14 692A.

15 Sec. _____. Section 728.12, Code 2016, is amended by
16 adding the following new subsection:

17 NEW SUBSECTION. 5. A violation of this section
18 does not apply to a person fourteen through eighteen
19 years of age if all of the following circumstances
20 apply:

21 a. The material was disseminated to a person
22 fourteen through eighteen years of age.

23 b. The material depicts the sender, recipient, or
24 both, one of whom is a minor, engaged in a prohibited
25 sex act or in the simulation of a prohibited sex act.

26 c. The material was knowingly created with the
27 consent of the persons depicted.

28 d. The sender of the material knows or reasonably
29 believes the material would not be offensive to the
30 recipient of the material.

31 e. The person does not further disseminate or
32 exhibit the material if the material depicts another
33 person.>

34 2. Title page, line 1, after <the> by inserting
35 <dissemination by a young person of material depicting

l a sex act or nudity, the>

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